JC06 Rec'd PCT/PTO 24 MAR 2005

PATENT Case No. 21077YP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

B. Wesley Trotter

Serial No.

10/510,610

Filed:

October 8, 2004

For: TYROSINE KINASE INHIBITORS

Art Unit: To be determined

Examiner:

To be determined

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR 1.97**

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.FiR. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- 3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

INFORMATION DISCLOS JRE STATEMENT

| 5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited |
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| by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 |
| are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows: |

| | RELATED APPLICATION | | | |
|---------------------|---------------------|-------------|------------|--|
| U. S. SERIAL NUMBER | | FILING DATE | MERCK CASE | |
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| If this is inconvenient, additional copies will be submitted upon rec | equest. |
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| 6. In accordance with 37 C.F.R. 1.97, (check one) | |
| the attached information is filed within three months of the filin | ng date of the captioned case. |
| the attached information is filed more than three months after Office Action on the merits. | the filing date but prior to the mailing of a first |
| the attached information is being filed more than three months Office Action on the merits, but before the mailing date of a Fin authorization is therefore given to charge Deposit Account No 1.17(p). | inal Action or Notice of Allowance. The enclosed |
| the undersigned certifies that each item of information contain cited in any communication from a foreign patent office in a community prior to the filing of this Statement. | |
| the undersigned certifies that no item of information contained a communication from a foreign patent office in a counterpart person signing the certification after making reasonable inquir C.F.R. 1.56(c) more than three months prior to the filing of this | foreign application, and, to the knowledge of the ry, was known to any individual designated under 37 |
| | Respectfully submitted, |
| | |
| | Pui David A Mathad |
| | By: David A. Muthard Attorney For Applicant(s) |
| | Reg. No. 35,297 |
| • | MERCK & CO., INC. |
| | Patent Dept., RY60-30 |
| | P.O. Box 2000 Rahway, N.J. 07065-0907 |
| | (732)594- <u>3903</u> |
| | Date: March 22, 2005 |

| Approve | d for use through 7/31/2006. | CMB 0651-003 |
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| SUBSTITUTE for PTO/SB/08A (08-03), | Information Disclosure State | ment by Applican |
| Patent and Trademark (| Office; U.S DEPARTMENT | OF COMMERCE |

| | · | | | Approved for use through 7/31/2006. CMB 0651-0031 SUBSTITUTE for PTO/SB/08A (08-03). Information Disclosure Statement by Applicant Patent and Trademark Office; U.S DEPARTMENT OF COMMERCE | | | |
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| | Substitute for form 1449A/PTO | | | | COMPLETE IF KNOWN | | |
| | INFORMATION | DIS | CLOSURE | Application Number | 10/510,610 | | |
| | STATEMENT BY | 7 A D | PLI AT | Filing Date | October 8, 2004 | | |
| | STATEMENT D | AI | ILI. AI | First Named Inventor | B. Wesley' źr | | |
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| | (use us many sneer | s us n | | Examiner Name | To be determined | | |
| Sheet | t I | of | 2 | Attorney Docket Number | 21077YP | | |

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| Examiner Initials* | Cite No. | Cite No. | Cite No. | Cite No. | Cite No. | U.S. Patent Document Number | Kind Code (if known) | | Date of Publication of Cited Document MM-DD-YYYY |
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| Examiner Initials* | Cite No. | Office | r | Kind Code (if known) | Name of Patentee or Applicant of Cited Document | Cited Document MM-DD-YYYY |
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| Approved for use through 7/31/2006. OMB 0651-003 |
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| SUBSTITUTE for PTO/SB/08A (08-03), Information Disclosure Statement by Applicant |
| Patent and Trademark Office; U.S DEPARTMENT OF COMMERCE |

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| | bstitute for form 1449B/PTO NFORMATION | N DIS | CLOSURE | Application Number | 10/510,610 | | | |
| | | | | Filing Date | October 8, 2004 | | | |
| STATEMENT BY APPLIC T | | | | First Named Inventor | B. Wesley 1 | | | |
| | | | | Group Art Unit | To be determined | | | |
| | (use as many she | ets as n | ecessary) | Examiner Name | To be determined | | | |
| Sheet | 2 | of | 2 | Attorney Docket Number | 21077YP | | | |

| Examiner | Cite | Include name of the author, title, date, page(s), volume-issue number(s) and place of publication. | | | | | | | | |
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